



AP/3677
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the application of)
KENNITH SMITH) Examiner: DINESH MELWANI
Serial No. 09/943,533) Group Art Unit 3677
Filed August 30, 2001)
For RUBBER BAND) Attorney Docket No. ALL.P.US0001
RETAINER APPARATUS)

**NOTICE OF APPEAL FROM THE FINAL REJECTION
TO THE BOARD OF APPEALS**

Mail Stop AF FEE
COMMISSIONER FOR PATENTS
P.O. Box 1450
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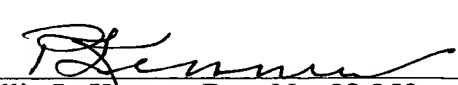
Sir:

Applicant hereby appeals to the Board of Appeals from the action dated March 5, 2003, of the Primary Examiner finally rejecting claims 12-30.

The \$320.00 Appeal Fee is enclosed. The Commissioner is hereby authorized to charge payment of any additional fees associated with this communication or credit any overpayment to Deposit Account No. 18-0987.

Respectfully submitted,

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GROUP 3600


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Date: September 5, 2003


CERTIFICATE OF MAILING

I HEREBY CERTIFY that the foregoing Notice of Appeal From The Final Rejection To The Board Of Appeals was deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop AF FEE, Commissioner For Patents, P.O. Box 1450, Alexandria, VA 22313-1450, this 5th day of September, 2003.

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320.00 DP


Phillip L. Kenner, Reg. No. 22,353